

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

Douglas Pontius,
individually and on behalf of other
similarly situated employees,

Plaintiffs,

V.

Delta Financial Corporation d/b/a
Fidelity Mortgage Inc.,

Defendant.

Civil Action No. 04-1737

Judge Gary L. Lancaster
Magistrate Judge Lisa Pupo Lenihan

STIPULATION FOR DISMISSAL

Having fully resolved the disputes herein,

IT IS HEREBY STIPULATED AND AGREED by and between DOUGLAS PONTIUS and all other similarly situated employees who filed written consents to join this action as party plaintiffs pursuant to 29 U.S.C. § 216(b), and Defendant Delta Financial Corporation d/b/a Fidelity Mortgage Inc. (collectively “the Parties”), by and through their undersigned attorneys, that the above-captioned action be dismissed with prejudice on the merits and without costs to any of the Parties pursuant to Federal Rule of Civil Procedure 41(a)(1).

Respectfully submitted this 16th day of April, 2010.

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